



Immunex Corporation
Law Department
51 University Street
Seattle, WA 98101

Phone: 206 587-0430
Fax: 206 233-0644

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Art Unit 1812

FAX: 703-308-0294
PHONE: 703-308-4232

From: Janis C. Henry
Law Department

Date: September 28, 1998

Number of Pages: 3 INCLUDING THIS PAGE

RE: U.S. Patent Application Serial No. 08/538,709
Title: DNA that Encodes for a Cytokine Designated LERK 6
Filed: October 3, 1995
Attorney Docket No. 2826-A

Please see attached Amendment B in connection with the above referenced Immunex patent application.

Thank you.

If transmission problems occur please contact:
Camilla Edwards at (206) 587-0430 Ext. 4254

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B

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of:
Douglas P. Cerretti

Attorney Docket No. - 2826 A

Serial No. - 08/538,709

Group Art Unit: 1812

Filed: October 3, 1995

Examiner: G. Draper

For: DNA that Encodes for a Cytokine Designated LERK 6 (as amended)

Commissioner of Patents and Trademarks
Washington, D.C. 20231

AMENDMENT B

Dear Sir:

*ph to
enter*

In response to the Communication mailed Nov. 25, 1997 in connection with the referenced Patent Application, Applicant amends the application as follows:

In the claims:

Please cancel claims 5-11 and 24-28, without prejudice.

1

2 (amended) An isolated DNA sequence encoding a LERK-6 polypeptide that binds heparin and that is at least 90% identical with the sequence of amino acid residues selected from the group consisting of 1 to 184 of SEQ ID NO:2 and 1 to 104 of SEQ ID NO:8, wherein the percent identity is calculated using the GAP program with a unary comparison matrix, a 3.0 gap penalty, an additional 0.10 penalty for each symbol in each gap, and no penalty for end gaps.

In claim 3, at line 1, please delete "according to claim 1".

In claim 4, at line 1, please delete "according to claim 1".

In claim 19, at line 2, please delete "14" and substitute therefor "15".

Please add the following new claims:

Remarks

1

In view of the foregoing amendment and the following remarks, Applicant respectfully requests reconsideration of the claims pending in the instant application. By my